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WOMAN BARES PLOT IN KABER'S MURDER

Mrs. Colavito Is Indicted on First Degree Charge for Part in Crime.

PROCURED ASSASSINS

Two Counts Allege Poisoning and Participation in Plans for Slaying.

ACCUSES MISS M'ARDLE

Signed Statement Says Girl Played Piano to Drown Noise During Visit to House.

CLEVELAND, June 13.—First degree murder was charged on two counts in an indictment returned to-day at the direction of County Prosecutor E. C. Stanton by the Grand Jury against Mrs. Emma (Emma) Colavito, midwife, who by her own confession procured for Mrs. Eva Catherine Kaber the two assassins who knifed the latter's husband, Daniel P., to death.

One count of the indictment was based on the poisoning of Kaber, Mrs. Colavito having admitted that she gave Mrs. Kaber a phial of "ginger ale and some oil" when she was urged to furnish a death potion.

The second count has to do with the actual murder of Kaber, in which the woman by her own tale participated, by at least knowing of every preparatory step taken by the slayers.

Mrs. Colavito is indicted on the same counts and charges as were made to apply to Mrs. Kaber when she was indicted almost two weeks ago.

How Murder Was Planned.

According to the officers who early to-day questioned Mrs. Colavito, the signed statement of Mrs. Colavito, in part, reads as follows:

"It was on the Wednesday before the murder that we went to inspect the Kaber home, learn the arrangements of the rooms and find out where Kaber slept. Two men, known as Sam and Tony, who were to do the work, were with me.

"When we reached home that evening we were taken through the halls and rooms. To help deaden the noise made as we tramped through the house, Marian McArde kept playing a piano. The two men were told what to do, how to enter the house and how to get out. They were shown the door to Kaber's room.

"It was arranged that the back door was to be open and Mrs. Brickel was to be on the porch at 10 o'clock the next night as a signal that all was well.

"The murder was to take place the next night—Thursday. On Friday morning I received a call from the two men. They wanted to know what was the matter at the Kaber home. They said they had been out there the night before but had found the back door locked and no woman on the porch.

Tells of Signal Arranged.

"I called the Kaber home on the telephone and Marian McArde, the adopted daughter, answered, that she could not discuss the matter over the telephone, but asked me to meet her with the two men. That afternoon, Friday, Marian, Tony, Sam and I met on a street corner in the East End.

"Marian said: 'Come out to-night and you'll find everything ready.'

"We then discussed new plans. It was decided that the men were to hide and that Marian was to make the rounds upstairs. When everything was ready and the house quiet she was to drop some water from an upstairs window so that it would strike the ground near a basement window. After this I left the party.

"The next morning I read of the murder in the newspapers.

"When Mrs. Kaber came to me the first time and wanted something for her

TRAFFIC COP JUPITER IS ON TRAIL OF SPEEDING COMET

Winnecke's Notorious Hobo of Solar System Again Sizzling Its Way to the Earth—Due June 27, About 10,000,000 Miles Away, Its Nearest Approach.

A notorious hobo of the solar system, Winnecke's comet, is sizzling through the ether and is coming so near to the earth, within a few million miles, that astronomers are able to inspect the celestial vagrant through powerful telescopes. About June 27 this blazing tumbler, with a poison gas tail a million miles long, will approach closest to the said old ball we live upon, but that closest will be at least 10,000,000 miles and, probably, 12,000,000 to 20,000,000 miles, from the earth's protective atmosphere.

Comets are rather daunting to the imagination and ever since man has been using his brains to speculate about mysteries there has been wonder as to what would happen if a roving comet collided with the earth. Astronomers believe

that very little of importance would happen. Comets are gas and flame and would be dissolved into vapor, so scientists think, if they came actually into contact with the relatively solid atmosphere of the earth. There is a hole 600 feet deep out in Arizona where a very small comet or a fragment of one is supposed to have landed, but this may have been caused by a large meteorite, millions of which tiny tramps accompany the greater star rover.

To-night and for several nights it is expected that meteorites will be showered upon the earth because of the passage of Winnecke's comet. Eventually Winnecke's, like other tramp comets, will be arrested by the giant traffic cop of the universe, the planet Jupiter, and by Jupiter will be forced into set and minor planet.

COPS RUIN HIS CAFE TRADE, SO HE SUES

Browne Seeks \$25,000 From Enright as Result of Police Guard.

Michael T. Browne, owner of a cafe at 734 Columbus avenue, brought suit in the Supreme Court yesterday for \$25,000 damages against Police Commissioner Richard E. Enright, Captain Thomas Donahue and Patrolmen Thomas O'Connell and John Hughes.

The complaint says that on May 26 the police entered the place and found no intoxicating liquors except two and a half bottles of whiskey stowed away in a safe for private use before national prohibition went into effect.

Since the raid, Mr. Browne says, policemen have been stationed constantly inside the cafe, and do nothing but sit around, read and converse with customers, which has caused a falling off in his business of close to 90 per cent. The police, concludes the complaint, have declared they will remain on the job until Browne goes out of business.

A three ton motor truck was sold at auction for \$800 in front of the Brooklyn Post Office by order of United States Marshal James M. Power. The vehicle was seized last January at Coney Island by Federal rum sleuths when it was loaded down with an assortment of liquor to be shipped to Boston by schooner.

husband's "naughty habits" I gave her a bottle containing a mixture of pop and oil that wouldn't kill anything. I did not give her any poison and simply gave her the other stuff to get rid of her."

Silver which Mrs. Kaber reported to the police as having been stolen on the night of the murder was recovered to-night from the home of the fortune teller, where the latter and her daughter stated it was placed by Mrs. Kaber three days before the murder.

Can Identify Murderers.

The story of the fortune teller and her daughter coincides with that told by Miss McArde to the New York police last week, that she pried open the buffet door three days before the murder and that her mother removed the silver.

It is contradictory, however, to the story Mrs. Kaber told the day following her arrest in New York. At that time she said if the police found the silver and the persons who stole it they would find the murderer.

The fortune teller and her daughter declared they could identify the men who were hired to commit the murder. They declared the men came to their home several times and threatened not only their lives but those of other members of the family unless they induced Mrs. Kaber to pay them \$5,000, which they claimed was promised in consideration for Kaber's murder.

Following the questioning to-night, the fortune teller was released pending further investigation.

ALF HAYMAN LEFT ESTATE TO ACTRESS

Continued from First Page.

Home, Catholic Institution for the Blind and St. Joseph's Home for the Aged. But when he came to make the codicil Mr. Hayman directed that the provision for the freeing of his creditors be eliminated and also changed the disposition of the residue of the estate after the payment of the specific bequests.

The codicil says the residue is to be held in trust and the income paid during her life to Irene Coleman of 615 Fifth avenue, "also known and referred to by my will as Ann Murdock," and gives her the right to dispose of the principal upon her death. This revokes the legacies to the four charitable institutions mentioned.

Sisters Have Ample Means.
The main will named as executors the lawyers William R. Rose and Benjamin G. Paskus. The codicil substitutes for them Irene Coleman (Ann Murdock) and the Bankers Trust Company.

The two sisters of Mr. Hayman are Mrs. Blanche Meyer of St. Louis and Mrs. Rose Hochstadter of 279 Park avenue, New York. Both have ample means and, it was said last night, did not expect to receive money from their brother.

The widow and the two sisters are named as next of kin in citations signed by Surrogate James A. Foley, directing them to show cause within eight days why the will should not be admitted to probate.

Ann Murdock is the daughter of John J. Coleman, a theatrical manager, and Teresa Deagle Coleman, an actress. She was born in New York in 1890. Before going on the stage she studied art and received honorable mention in Philadelphia for two paintings in oil and water. She first appeared as an actress in "The Lion and the Mouse" in 1906. The late Charles Frohman, after watching her in "A Pair of Sixes" at the Long Acre Theatre, gave her a prominent part in "The Beautiful Adventure," with Charles Cherry, at the Lyceum Theatre. Afterward she appeared in an "all star" revival arranged by Charles Frohman and David Belasco at the Empire Theatre. Her last comedy was "Three Little Bears." She has not been seen before the footlights in the last two or three seasons, and one of these years she spent in Europe.

LESLEE-JUDGE COMPROMISE.

Leslie-Judge Company, publishers, which have been in bankruptcy for several months, effected yesterday in the United States District Court a compromise with its creditors at twenty-five cents on the dollar cash. The compromise was arranged before Judge Learned Hand. Among the larger creditors are William Green, \$12,720; West Virginia Pulp and Paper company, \$404,576; and Charles Schweinler Press, \$127,780.

'BEER FOR MEDICINE' REGULATIONS READY

Will Be Issued Shortly, Despite Move to Amend Volstead Law.

PALMER VIEWS UPHELD

New Commissioner Blocks Effort to Make Further Restrictions.

Special Despatch to THE NEW YORK HERALD.
New York Herald Bureau, Washington, D. C., June 13.

New beer regulations, legalizing the manufacture and sale to the public of "medicinal" malt liquors are about ready to-night for the signature of Revenue Commissioner Blair, and will be issued within a few days, officials declared to-night.

Threats of Representative Volstead to rush his anti-beer bill through Congress before the Government had time to put rules authorizing the sale of beer into effect will not deter the Treasury or cause further delay, it was officially declared.

Commissioner Blair, it was said, probably will consider to-morrow a revised draft of regulations ordered by him. He will confer with Secretary of the Treasury Mellon before finally signing them. Rumors of a row between Commissioner Blair and some of his subordinates in the prohibition bureau were refuted and apparently were reliably based. Blair was irritated, it is said, by attempts made within the prohibition unit to rush through regulations of a tentative character which contained provisions which appeared to ignore the opinion of former Attorney-General Palmer and make new restrictions which officials believe are not legal under the Volstead law as it stands.

Mr. Blair hurried the appointment of a successor of Commissioner Krammer and directed a speedy redrafting of the beer regulations and in such form, he directed, as to comply with the interpretation of the Volstead act given by Mr. Palmer's opinion. The new draft of regulations is expected to be signed immediately. All doubt was removed to-night by the authoritative statement of Treasury officials that the prospects for long delay upon the Volstead bill and the Treasury will not hold up the regulation any longer. Word came from the Capitol that the Volstead bill may not be finally voted upon before next fall.

TWENTY-FIVE WOMEN GRADUATE AS COPS

Exercises Held for First Class to Complete Course.

Twenty-five new policewomen, the first class to complete six weeks of intensive training in the new women's precinct, were graduated yesterday afternoon at special exercises in the precinct building, 434 West Thirty-seventh street.

The Rev. John A. Wade, chaplain of the precinct, presented Red Cross first aid certificates to each of the successful recruits, indicating that they have completed the prescribed Red Cross training. The course has been arranged along the lines of instruction followed in training men at headquarters. It included a study of police practice and procedure, methods of identification, criminology, the Penal Code and ordinances, police organization administration and related subjects.

Among the graduates was Miss Rae Nicoletti, who gained distinction recently in helping in the capture of the Italian implicated in the kidnapping of Giuseppe Varotta of 354 East Thirtieth street.

LARESCH TO ATTEND FUNERAL.

Nicholas Laresch, who is in the Tombs awaiting trial on an indictment charging him with the murder of Police Lieutenant Floyd Horton in a revolver duel on December 16 last, at the height of the so-called crime wave, will be permitted to-day to attend the funeral of his mother, Mrs. Marian Laresch, 61 years old, of 303 Sixth street, Brooklyn, who died of heart disease.

Huge New Zeppelin Is Delivered to France

VERSAILLES, June 13.—The dirigible balloon Nordstern, built in Germany, was delivered to France to-day under the stipulations of the Versailles peace treaty. It arrived at St. Cyr this evening. It is one of the largest Zeppelins ever built and only recently was completed on Lake Constance.

TAMMANY AIDS CITY OFFICIALS AT PROBE

Continued from First Page.

for meals for policemen who attended the Sheephead Bay camp fires.

The regular pension fund for the Department in 1920 was \$2,967,888, of which \$2,100,000 was from appropriations and \$767,888 from deductions, including 2 per cent. from salaries, fines and other sources. The sum spent in pensions was \$2,375,684.

There are many angles in this investigation. The committee is seeking to learn how much was spent in conducting the police field games; what sums went into automobile and taxicab hire, and how the numerous contracts were awarded for furnishing supplies, uniforms and other equipment. Several of the contracts are under the closest scrutiny.

The police officials are under bond for the administration of these funds. It is understood that several persons formerly connected with the special funds have supplied the committee with information showing that there was big waste in the handling of the funds.

The committee is going to find out whether there was any system followed in obtaining campaign contributions from officials.

Thomas F. Curley, assistant Corporation Counsel, appeared yesterday when Richard Williams was summoned before a subcommittee. Mr. Williams, who is in charge of tax affairs in Queens, was asked whether he had contributed to Borough President Connolly's campaign fund.

"I am directed by the Corporation Counsel to insist that I be permitted to attend the secret sessions of the subcommittees to protect city officials from the onslaughts of Leonard Wallstein and Samuel Berger, the associate counsel," Mr. Curley said. "I was told to see that the city records impounded by the committee were indexed. I advised Commissioner Williams not to answer."

Mr. Williams was questioned also, it was learned, regarding tax reductions in Queens. This is a subject to be aired thoroughly later. Just how certain big cuts in the assessment valuations have been made for some while denied to others, if such is the case, will be shown.

The Commissioner presented records to show that in 1915 the tax reductions which he approved in Queens amounted to \$1,500,000; in 1920 to \$250,000, and in 1921 to \$2,500,000. He tried to show the committee, he stated, that this total was small compared with reductions of more than \$9,000,000 made in Queens in four years by the Mitchell administration. Mr. Berger conducted the examination.

"I was asked whether I knew Dr. Matthews, and I said I did slightly," the Commissioner said. "I was asked whether I knew he was a politician, and I answered I did not. The whole examination was carried on like an amateur game in politics."

The Connolly campaign transaction relates to a \$14,000 contribution which has been investigated three times in the last few months.

Senator Meyer gave out a statement, denying a report that Lorillard Reynolds, formerly a New York gambler, who was shot in Daytona, Fla., a few days ago, was wanted by the committee.

ORDNANCE MEN TO MEET.

The Army Ordnance Association will hold a meeting to-morrow evening in the Engineering Societies Building. The association comprises some 2,400 technical and business experts who during the war served in the Ordnance Department or were executives of industries manufacturing ordnance. A local organization will be formed here in furtherance of the plans of Gen. Pe-shing, who is in command of the reserve armies.



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